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FILED

RICHARD W. WEICKING
CLERK, U.S. DISTRICT COURT
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6 Attorney for Objectors Margaret Munoz and Cery Perle

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

10 VIVIAN FIORI ARIZA, ROGGIE TRUJILLO, Case No. 09-CV-01518-JW
11 PAMELA NEWPORT, ROBERT DEAN, and }
12 RAUL REYES } **NOTICE OF APPEAL**

13 Plaintiffs, }
14 v. }
15 DELL INC., a corporation; BANCTEC, INC., a }
16 corporation; WORLDWIDE TECHSERVICES, }
17 LLC, f/k/a QUALXSERV, LLC, an entity; DELL }
18 CATALOG SALES, L.P., an entity; DELL }
19 PRODUCTS, L.P., an entity; DELL }
entity; and DOES 1 through 10, }
20 Defendants.)

Notice is hereby given that Margaret Munoz and Cery Perle, Objectors, hereby appeal to the United States Court of Appeals for the Ninth Circuit from the Order Granting Final Approval of Class Settlement and Entering Judgment [Doc. 216] entered in this action on April 1, 2011.

Dated: April 25, 2011

By:

Darrell Palmer
Attorney for Objectors,
Margaret Munoz and Cery Perle

RULE 3-2 REPRESENTATION STATEMENT

Plaintiffs in this action, VIVIAN FIORI, VIVIAN FIORI ARIZA and ROGGIE TRUJILLO, are represented by the following counsel:

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Gretchen Arlene Carpenter
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Defendant in this action, DELL, INC., is represented by the following counsel:

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Matthew D. Richardson
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7 Email: pschlaud@reevesbrightwell.com

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12 **Sean P DeBruine**
13 Alston + Bird LLP
14 3000 El Camino Real, Suite 400
15 Palo Alto, CA 94306
16 Phone: 650-838-2000
17 Fax: 650-838-2001
18 Email: sean.debruine@alston.com

19 Defendant in this action, BANCTEC, INC., is represented by the following counsel:

20 **Michael Scott Blanton**
21 Roberts, Raspe & Blanton LLP
22 445 S. Figueroa Street, Suite 3200
23 Los Angeles, CA 90071
24 Phone: 213-430-4777
25 Fax: 213-430-4780
26 Email: mblanton@rrllp.com

27 **Sean P DeBruine** (see address above)

28 Defendant in this action, DELL CATALOG SALES, L.P., is represented by the following
counsel:

29 **Matt Frederick** (see above address)
30 **Paul Schlaud** (see above address)
31 **Sean P DeBruine** (see above address)

32 Defendant in this action, QUALXSERV, LLC, is represented by the following counsel:

33 **Michael Scott Blanton** (see above address)
34 **Sean P DeBruine** (see above address)

35 Defendants in this action, DELL PRODUCTS, LP, DELL MARKETING, L.P., DELL
36 MARKETING, L.P., LLC, DELL MARKETING G.P., LLC, DELL SUA, L.P., are represented by the
37 following counsel:
38

1 **Matt Frederick** (see above address)
2 **Paul Schlaud** (see above address)
3 **Sean P DeBruine** (see above address)

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Fiori, et al. v. Dell, Inc., et al.
Case No. 5:09-cv-01518-JW

**DECLARATION OF SERVICE
STATE OF CALIFORNIA, COUNTY OF SAN DIEGO**

I, Maria V. Carapia, declare as follows:

I am employed with the Law Offices of Darrell Palmer whose address is 603 N. Hwy 101, Suite A, Solana Beach, California 92075. I am readily familiar with the business practices of this office for collection and processing of correspondence for mailing with the United States Postal Service; I am over the age of eighteen (18) and I am not a party to this action.

On April 25, 2011, I caused to be served the following:

Notice of Appeal

on the interested parties:

SEE ATTACHED SERVICE LIST

11 by placing a copy in an envelope addressed to the addressee as indicated above
and personally serving on this day.

by sending a copy via overnight mail. Airbill No. _____.

13 by sending a true and correct copy via electronic mail transmission to the email
14 addresses as indicated on the attached service list. My email address is
15 maria.carapia@palmerlegalteam.com

16 X by placing a copy in an envelope, with postage fully prepaid, for the addressees named on the attached service list for collection and mailing on the above indicated day following the ordinary business mailing practices of our offices

17 _____
18 by sending a copy via facsimile transmission to the facsimile number listed for the
19 addressees listed. The facsimile machine I used complied with California Rules
20 of Court, Rule 2003, and no error was reported by machine.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on April 25, 2011, at Solana Beach, California.


Maria V. Carapia

SERVICE LIST

Plaintiff represented by **Brian Russell Strange**
Vivian Fiori **Gretchen Arlene Carpenter**
on behalf of themselves **Strange & Carpenter**
and all other similarly **12100 Wilshire Boulevard, Suite 1900**
situated **Los Angeles, CA 90025**
also known as **Phone: 310-207-5055**
Vivian Fiori Ariza **Fax: 310-826-3210**
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Sean P DeBruine

Defendant represented by Matt Frederick
Dell Catalog Sales, Paul Schlaud
L.P., *an entity* Sean P DeBruine

Defendant represented by Michael Scott Blanton
QualXServ, LLC Sean P DeBruine

Defendant represented by **Matt Frederick**
Dell Products, LP **Paul Schlaud**
an entity **Sean P DeBruine**

Dell Marketing, L.P.
an entity
Dell Marketing, L.P.,
LLC, an entity
Dell Marketing G.P.,
LLC, an entity
Dell USA, L.P.
an entity